

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 2628 - HB 2791

January 29, 2010

SUMMARY OF BILL: Authorizes a court, in cases where proof is made by the affidavit that a defendant has acted to evade service of process, to order service to the defendant's place of business or by posting papers at the defendant's last known address as filed with the Department of Safety (DOS). Authorizes DOS to promulgate rules and regulations to effectuate these provisions.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

Increase Local Expenditures – Not Significant

Assumptions:

- Authorizing an alternative method of service of process could result in additional filings; however, any impact on caseloads for the state trial courts is estimated to be not significant. Any cost can be accommodated within existing judicial resources without an increased appropriation or reduced reversion.
- According to the Comptroller of the Treasury, any additional costs for local governments to use an alternative method of service of process is estimated to be not significant.
- Any cost can be accommodated within existing resources without an increased appropriation or reduced reversion for the Department of Safety to promulgate the appropriate rules and regulations.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

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/lsc